



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

BAKER & MCKENZIE LLP
130 E. RANDOLPH DRIVE
CHICAGO IL 60601

COPY MAILED

NOV 13 2006

OFFICE OF PETITIONS

In re Application of	:	
Choi et al.	:	DECISION ON
Application No.: 10/646,499	:	
Filing Date: August 22, 2003	:	PETITION UNDER
Docket No.: 217 P 927	:	
For: Floor Assembly For Grill	:	37 CFR 1.137(b)

This is a decision on Petition Under 37 CFR 1.137(b), filed on August 4, 2006.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a timely and proper reply to the non-final Office action mailed April 22, 2005, which set a shortened statutory period for reply of three (3) months. The application went abandoned at midnight on October 24, 2005 (since October 22, 2005 was a Saturday). A Notice of Abandonment was mailed on June 9, 2005.

Petitioner has met the requirements for revival under §1.137(b). Petitioner submitted the required reply in the form of an amendment, paid the petition fee and made the statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional." Since this utility application was filed after June 8, 1995, no terminal disclaimer is required. Accordingly, the petition is granted under §1.137(b).

This application is being referred to Technology Center 3634 for continued processing.

George M. Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
on behalf of
Office of Petitions
Telephone: 571-272-3283
Facsimile: 571-273-0459